

PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

DOCKETING DEPARTMENT

NOTICE OF FILING

DOCKET NO. 2007-223-S

APPLICATION OF MIDLANDS UTILITY, INC. REQUESTING APPROVAL OF A WHOLESALE WASTEWATER AGREEMENT WITH THE LEXINGTON COUNTY JOINT MUNICIPAL WATER & SEWER COMMISSION

Midlands Utility, Inc. ("Midlands") has filed an application with the Public Service Commission of South Carolina ("Commission") pursuant to S.C. Code Ann. §58-5-210 and 26 S. C. Code Ann. Regs. 103-503 and 103-541 for approval of a Wholesale Wastewater Agreement entered into with the Lexington County Joint Municipal Water & Sewer Commission ("JOINT MUNICIPAL").

According to the Application, Midlands is a South Carolina closely held corporation which owns, operates and maintains certain wastewater treatment facilities and sewer systems in Fairfield, Lexington, Orangeburg and Richland Counties. Midlands serves approximately 143 residents in and near the Windy Hill Subdivision in Lexington County. JOINT MUNICIPAL was created under provisions of the Joint Municipal Water Systems Act. JOINT MUNICIPAL provides water and wastewater services to certain unincorporated areas of Lexington County and wholesale services to certain municipalities in Lexington County.

Midlands has entered a Wholesale Wastewater Agreement with JOINT MUNICIPAL, the terms of which require, *inter alia*, that JOINT MUNICIPAL accept 34,320 gallons per day of wastewater from 143 residential customers in the Windy Hill Subdivision. The Application reveals that after connecting to JOINT MUNICIPAL's wastewater force main system, Midlands will provide collection-only services to its customers in the Windy Hill Subdivision. By the terms of the agreement, JOINT MUNICIPAL will charge Midlands a wholesale rate for the transportation and treatment of its wastewater. All of the rates in the Wholesale Wastewater Agreement that will affect the residents of the Windy Hill Subdivision can be viewed on the Commission's website at www.psc.sc.gov.

A copy of the Company's Application can be obtained from the Commission at the following address: Public Service Commission of South Carolina, Docketing Department, 101 Executive Center Drive, Columbia, South Carolina 29210. Additionally, the Application is available on the Commission's website at www.psc.sc.gov and is available from Charles H. Cook, Esquire and Scott Elliott, Esquire, Elliott & Elliott, P.A., 721 Olive Street, Columbia, SC 29205.

A public hearing, if scheduled, will be held in the Commission's Hearing Room, Synergy Business Park, Saluda Building, 101 Executive Center Drive, Columbia, South Carolina, for the purpose of receiving testimony and other evidence from all interested parties regarding this Application. The time and date of this hearing will be furnished to all interested parties at a later date.

Any person who wishes to participate in this matter, as a party of record with the right of cross-examination should file a Petition to Intervene in accordance with the Commission's Rules of Practice and Procedure on or before **July 16, 2007** and indicate the amount of time required for his presentation. Please include an email address for receipt of future Commission correspondence in the Petition to Intervene. ***Please refer to Docket No. 2007-223-S.***

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Any person who wishes to testify and present evidence at the hearing, if scheduled, should notify the Docketing Department, in writing, at the address below, the Office of Regulatory Staff, at Post Office Box 11263, Columbia, South Carolina 29211 and Charles H. Cook, Esquire and Scott Elliott, Esquire, at the above address, on or before **July 16, 2007**, and indicate the amount of time required for his presentation. ***Please refer to Docket No. 2007-223-S.***

Any person, who wishes to be notified of the hearing, but does not wish to present testimony or be a party of record, may do so by notifying the Docketing Department, in writing, at the address below on or before **July 16, 2007**. ***Please refer to Docket No. 2007-223-S.***

PLEASE TAKE NOTICE: Any person who wishes to have his or her comments considered as part of the official record of this proceeding **MUST** present such comments, in person, to the Commission during the hearing.

Persons seeking information about the Commission's Procedures should contact the Commission at (803) 896-5100.

Public Service Commission of South Carolina
Attn: Docketing Department
Post Office Drawer 11649
Columbia, South Carolina 29211

6/14/07
cba